

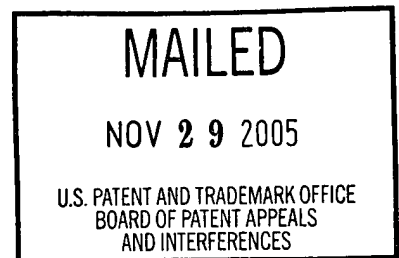
The opinion in support of the decision being entered today was not written for publication and is not binding precedent of the Board.

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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Ex parte HELMUT WITTELER and  
AXEL SANNER

\_\_\_\_\_  
Application No. 10/070,758



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ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

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This application was electronically received at the Board of Patent Appeals and Interferences on November 3, 2005. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below:

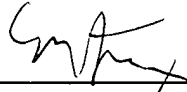
A review of the file indicates that on August 25, 2005, appellants filed a Reply Brief. There is no indication on the record that this paper was considered by the examiner.

Accordingly, it is

ORDERED that the application is returned to the examiner to:

- (1) consider the Reply Brief;
- (2) provide written notification to appellants of said consideration;
- (3) have a complete copy of said consideration scanned into the record; and
- (4) for such further action as may be appropriate.

BOARD OF PATENT APPEALS  
AND INTERFERENCES



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